

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

VERITAS OPERATING CORPORATION, a
Delaware corporation,

Plaintiff,

v.

MICROSOFT CORPORATION, a Washington
corporation,

Defendant.

MICROSOFT CORPORATION, a Washington
corporation,

Counterclaim Plaintiff,

v.

VERITAS OPERATING CORPORATION, a
Delaware corporation, and VERITAS
SOFTWARE CORPORATION, a Delaware
corporation,

Counterclaim Defendants.

CASE NO. C06-0703-JCC

ORDER

This matter comes before the Court for review of the Special Master's Report and Recommendation on Microsoft Corporation's Motion for Summary Judgment of Invalidity of U.S. Patent No. 5,469,573 Under 35 U.S.C. §§ 102 and 103 (Dkt. No. 395). The Court has reviewed de novo the Special Master's Report and Recommendation ("573 Invalidity R&R"), the parties' respective objections

1 and responses thereto (Dkt. Nos. 402, 412), the briefing and exhibits presented to the Special Master in
2 the first instance, and all other relevant documents in the case file. The Court has determined that oral
3 argument is not necessary.

4 The Court hereby APPROVES and ADOPTS the Special Master's '573 Invalidity R&R in its
5 entirety. Accordingly, the Court hereby GRANTS Microsoft's Motion for Summary Judgment of
6 Invalidity of U.S. Patent No. 5,496,573 Under 35 U.S.C. §§ 102 and 103 (Dkt. No. 205).

7
8 SO ORDERED this 20th day of February, 2008.

9
10 
11 John C. Coughenour
12 UNITED STATES DISTRICT JUDGE
13
14
15
16
17
18
19
20
21
22
23
24
25
26